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Constitution, By-Laws and University Manual Committee Report #81-82-2: Changes in the Student Judicial System

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UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE
BILL

Adopted by the Faculty Senate

TO: President Frank Newman

FROM: Chairperson of the Faculty Senate

1. The attached BILL, titled Constitution, By-Laws and University Manual Com-
mittee Report #81-82-2: Changes in the Student Judicial System

is forwarded for your consideration.

2. The original and two copies for your use are included.
3. This BILL was adopted by vote of the Faculty Senate on September 9, 1982
(date)
4. After considering this bill, will you please indicate your approval or disapproval. Return the original or forward it to the Board of Regents, completing the appropriate endorsement below.
5. In accordance with Section 10, paragraph 4 of the Senate's By-Laws, this bill will become effective on September 30, 1982 (date), three weeks after Senate approval, unless: (1) specific dates for implementation are written into the bill; (2) you return it disapproved; (3) you forward it to the Board of Regents for their approval; or (4) the University Faculty petitions for a referendum. If the bill is forwarded to the Board of Regents, it will not become effective until approved by the Board.

September 10, 1982
(date)

James Findlay
James Findlay
Chairperson of the Faculty Senate

ENDORSEMENT

TO: Chairperson of the Faculty Senate

FROM: President of the University

1. Returned.
2. a. Approved ✓.
- b. Approved subject to final approval by Board of Governors _____.
- c. Disapproved _____.

9/29/82
(date)

F. Newman
President

UNIVERSITY OF RHODE ISLAND
Kingston, Rhode Island

FACULTY SENATE

CONSTITUTION, BY-LAWS AND UNIVERSITY MANUAL COMMITTEE

REPORT #1981-82-2

During the spring semester 1982, the CBUM Committee considered a request from the Office of Student Life to amend the regulations regarding the judicial boards on academic integrity and student conduct. Following are recommendations to amend sections of the University Manual which were suggested by Dr. Rod Crafts, Director of Student Life and Mr. Ron Weisinger, Director of Student Relations in order to enhance the effectiveness and fairness of the student judicial system. In conjunction with Dr. Crafts and Mr. Weisinger, the CBUM Committee recommends that the Faculty Senate adopt the following:

- a. Amend sections 5.19.10 - 5.19.12 as follows and renumber sections 5.19.13 and 5.19.14 as 5.19.14 and 5.19.15:

5.19.10 The University Board on Student Conduct shall hear cases of alleged violations of community standards of behavior or university policies, referred to it by the Office of Student Life. Procedures to be followed are found in sections 9.20.10, 9.21.10 and 9.23.10 - 9.23.18.

5.19.11 In hearing cases of alleged violations of non-academic community standards of behavior, the voting composition shall be six student members and one faculty member. In hearing cases of alleged violations of academic community standards of behavior, the voting composition shall be four faculty members and three student members. The graduate student member of the board shall be a voting member in an academic case only if the accused is a graduate student.

5.19.12 Two faculty members will be considered as permanent members to hear both non-academic and academic cases. They shall hold the rank of assistant professor or above and shall be appointed by the Chairperson of the Faculty Senate. For purposes of hearing non-academic cases, one of these faculty members will be considered as an alternate. For purposes of hearing academic cases, two additional faculty members will be appointed by the Chairperson of the Faculty Senate. They must also hold the rank of assistant professor or above. The term of appointment for all four faculty members shall be two years, and shall be made on a staggered basis.

5.19.13 The board shall be chaired by a student member elected by a majority vote of the board.

- b. Delete sections 5.20.10 - 5.20.13 and all references to the University Board on Scholastic Integrity from the Index.

c. Amend section 5.21.10:

5.21.10 The University Appeals Board on Student Conduct shall hear all appeals of administrative actions (9.22.10-11) appeals of decisions of the University Board on Student Conduct, and appeals of decisions of any other board which may be formed at the direction of the Director of Student Life. Procedures to be followed are found in sections 9.23.10 - 9.23.18 and 9.24.10.

d. Amend section 5.21.13 by changing the reference for "5.19.14" to "5.19.15."

e. Amend section 8.27.19:

8.27.19 Either the instructor, the instructor's dean or the student's dean may request judicial action (see 9.21.10) on an allegation vs. a student for cheating or plagiarism. Any of the judicial sanctions listed in sections (9.25.10-17) may be imposed after a finding of guilty. If the request comes from an instructor it shall be accompanied by a statement of position from the instructor's dean (see 9.20.10 and 9.21.10).

f. Amend section 9.20.10:

9.20.10 Disciplinary Action may be implemented only through referral of violations to the Office of Student Life. Reports of violations or complaints from campus or local police, students, faculty and administrators regarding university rules and regulations shall be submitted to the Office of Student Life in a timely manner. A staff member of the Office shall gather the facts, investigate and evaluate them. It shall be the decision of the Office of Student Life whether the matter should or should not be referred to the Judicial System. If the situation warrants it, the Director of Student Life may appoint special judicial boards in addition to the regular boards described in sections 5.19.10 through 5.19.15 and 5.21.10 through 5.21.13.

g. Amend section 9.21.10:

9.21.10 Procedures for Cases of Violations of Community Standards of Behavior and University Policies. In cases where the Office of Student Life decides that there is evidence of a violation which warrants referral to the judicial system, the student may admit guilt and choose administrative action (9.22.10) or either plead innocent/guilty and request a hearing before the University Board on Student Conduct (5.19.10). The accused student must choose one of the options within 72 hours of receipt of the written charge(s).

h. Amend section 9.23.10 by deleting from the first sentence "...and the Board on Scholastic Integrity."

Members of the Committee:

Norman Coates, MGT
Sheila Black Grubman, ex officio
Robert Gutchen, Chairperson
Margaret Keefe, LIB
Charles Olney, FSN
Constantine Toloudis, IAN
Fritz Wenisch, PHL